

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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DAYLON BISHOP,

Plaintiff,

v.

BACA, et al.,

Defendants.

Case No. 3:13-cv-00092-MMD-WGC

ORDER

This action is a *pro se* civil rights complaint filed pursuant to 42 U.S.C. § 1983 by a state prisoner. Plaintiff has submitted a complaint and seeks leave to proceed *in forma pauperis*. (Dkt. no. 1.) In addition to filing the proper affidavit of inability to pay filing fees, a prisoner seeking to proceed *in forma pauperis* “shall submit a certified copy of the trust fund account statement (or institutional equivalent) for the prisoner for the 6-month period immediately preceding the filing of the complaint . . . obtained from the appropriate official of each prison at which the prisoner is or was confined.” 28 U.S.C. § 1915(a)(1), (2). Plaintiff in the instant action has failed to submit an *in forma pauperis* application that provides the necessary financial information and includes a financial certificate signed by an authorized prison or jail officer.

IT IS THEREFORE ORDERED that this action is DISMISSED WITHOUT PREJUDICE to the filing of a new complaint in a new action, with a proper *in forma pauperis* application in compliance with 28 U.S.C. § 1915(a).

1 IT IS FURTHER ORDERED that the Clerk of the Court SHALL SEND plaintiff two  
2 copies of an *in forma pauperis* application form for a prisoner, one copy of the  
3 instructions for same, two copies of a blank 42 U.S.C. § 1983 prisoner civil rights form,  
4 and one copy of instructions for the same.

5 IT IS FURTHER ORDERED that plaintiff may file a new complaint and *in forma*  
6 *pauperis* application in a new action, but he may not file further documents in this  
7 action.

8 IT IS FURTHER ORDERED that the Clerk of the Court shall enter judgment  
9 accordingly.

10 DATED THIS 11<sup>th</sup> day of March 2013.

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13 MIRANDA M. DU  
14 UNITED STATES DISTRICT JUDGE  
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